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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CONT.CAS.(CRL) 17/2018

COURT IN ITS OWN MOTION

..... Petitioner

Through Mr.Arvind Nigam, Sr.Advocate
(Amicus Curiae) with Mr.Rajshekhar
Rao, Mr.Amit George, Mr.Anandh
Venkataramani and Mr.Rishabh
Dheer, Advocates.

versus

S GURUMURTHY

..... Respondent

Through Mr.Mahesh Jethmalani and Mr.Jayant
K. Sud, Sr.Advocates with Mr.Ravi
Sharma, Mr.Mohit Mudgal, Ms.Sanya
Sud, Mr.Sachin Gupta and
Mr.S.Poddar, Advocates for
Mr.S.Gurumurthy.
Ms.Amrita Mishra, Advocate for R-
21.

CORAM:

HON'BLE MR. JUSTICE MANMOHAN

HON'BLE MS. JUSTICE SANGITA DHINGRA SEHGAL

ORDER

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23.01.2020

CrI.M.A.No.199/2020

Present application has been filed on behalf of respondent-
Mr. S. Gurumurthy seeking exemption from the condition of re-
tweeting the hyperlink of Mr.Desh Kapoor's apology on the ground

that Mr.Desh Kapoor's apology is not available on any of the social media platforms or the internet.

On the last date of hearing, learned amicus curiae had handed over a draft order to be passed by this Court. He had stated that the draft order was in consonance with the order dated 14th October, 2019 and the 'new ground level reality'.

Today Mr.Mahesh Jethmalani and Mr. Jayant K. Sud, learned senior counsel for Mr.S. Gurumurthy have handed over the said draft with minor modifications after telephonic conversation with Mr. S. Gurumurthy. Mr.Arvind Nigam, learned amicus curiae is agreeable to the amended draft.

Mr.Jethmalani states that the following text shall be uploaded as a tweet within 72 hours:-

“In compliance with order dated 14.10.2019 passed by the Hon'ble High Court which is attached (link), I have already clarified that the article tweeted by me on 01.10.2018 stands withdrawn by its original author who has tendered an unconditional apology for the same. Consequently, I have already unconditionally withdrawn my tweet dated 01.10.2018.”

Consequently, the present application is disposed of with a direction to Mr.S. Gurumurthy to tweet the aforesaid text within 72 hours.

Cont. Cas (Crl.) No.17/2018 & Crl.M.A.No.2792/2019

Learned counsel for respondent no.21-Mr.Rajesh Kumar Singh states that her client by way of an affidavit dated 19th January, 2020 has tendered an unconditional apology to this Court and prays that

this Court drop him from the array of parties.

Keeping in view the contents of the affidavit dated 19th January, 2020, the unconditional apology tendered by respondent no.21- Mr.Rajesh Kumar Singh is accepted by this Court and he is dropped from the array of parties.

List the matter for further hearing on 30th March, 2020.

Order *dasti* under the signature of the Court Master.

MANMOHAN, J

SANGITA DHINGRA SEHGAL, J

JANUARY 23, 2020

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